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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/725,318	11/29/2000	Yasuhiro Kawakita	31759-167528	8576

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EXAMINER

VU, THONG H

ART UNIT	PAPER NUMBER
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2142

DATE MAILED: 03/02/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/725,318

Applicant(s)

KAWAKITA, YASUHIRO

Examiner

Thong H Vu

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 29 November 2000.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-36 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-36 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 29 November 2000 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

1. Claims 1-36 are pending.

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-14,17-30,33-36 are rejected under 35 U.S.C. § 102(e) as being anticipated by Barnes et al [Barnes 5,970,475]
3. As per claim 6, Barnes discloses a coordination service system which includes a service system comprising a plurality of job method provider terminals for providing information Web pages for a predetermined job method, a plurality of job component provider terminals for providing job components necessary to perform said predetermined job method and for settling an account of a payment for said job components, and delivery service terminal for delivering said job components, said job method provider terminals, said job component provider terminals and said delivery service terminal being connected to a user terminal via a computer network [Barnes, an E-commerce procurement system, col 3 line 5-col 4 line 26], characterized by further comprising:

a coordination terminal for ordering said job components, on said information Web pages of said predetermined job method, browsed by said user [Barnes, col 7 line 48—col 8 line 47], directly from said job component provider terminal, and for ordering to collect and deliver said job components from said delivery service terminal [Barnes col 26-1-23].

4. Claims 1, 21 contain the similar limitations set forth of apparatus claim 6. Therefore, claims 1,21 are rejected for the similar rationale set forth in claim 6.

5. As per claim 7, Barnes discloses a means for presenting required said job components extracted from said information Web pages for said predetermined job method browsed by said user, on said user terminal [Barnes, extract information, col 18 lines 24-32]

6. As per claim 8, Barnes discloses a means for requesting a plurality of said job method provider terminal to send a list of said job components required for said predetermined job method; and a means for presenting said list of said job components, which are sent, on said user terminal [Barnes, a list of all supplier, col 14 lines 33-36;col 19 line 59-col 20 line 2].

7. As per claim 9, Barnes discloses a means for selecting at least one job component required for said user from said Job components presented [Barnes, col 8 lines 36-47].

8. As per claim 10, Barnes discloses a means for selecting at least one job component required for said user from said job components presented [Barnes, col 8 lines 36-47].

9. As per claim 11, Barnes discloses a means for sending a first information of said job components, which are required, to said plurality of job component provider terminal; and a means for presenting a second information of said job component providers, which respond to said first information sent with being available to provide all of or a part of said job components, and said Job components on said user terminal [Barnes, display catalog and price list, col 1 lines 24-36].

10. As per claim 12, Barnes discloses a means for sending a first information of said job components, which are required, to said plurality of Job component provider terminal; and a means for presenting a second information of said job component providers, which respond to said first information sent with being available to provide all of or a part of said Job components, and said job components on said user terminal [Barnes, display catalog and price list, col 1 lines 24-36].

11. As per claim 13, Barnes discloses a means for selecting at least one job component provider which is to be ordered by said user from among said job component providers [Barnes, col 27 lines 15-44].

12. As per claim 14, Barnes discloses a means for selecting at least one job component provider which is to be ordered by said user from among said Job component providers [Barnes, display catalog and price list, col 1 lines 24-36].

13. As per claim 17, Barnes discloses a plurality of job component provider is selected by said selecting means [Barnes, col 22 lines 46-col 23 line 48].

14. As per claim 18, Barnes discloses a plurality of job component provider is selected by said selecting means [Barnes, col 22 lines 46-col 23 line 48].

15. As per claim 19, Barnes discloses a means for presenting an amount of said job component ordered in unit that handled by said job component provider [Barnes, event handler col 10 lines 4-26].

16. As per claim 20, Barnes discloses a means for presenting an amount of said job component ordered in unit that handled by said job component provider [Barnes, event handler col 10 lines 4-26].

17. Claims 23-36 contain the similar limitations set forth of apparatus claims 7-20. Therefore, claims 23-36 are rejected for the similar rationale set forth in claims 7-20.

18. As per claim 2, Barnes discloses a means for ordering from the job component provider having delivery service system so as to deliver said job components [Barnes, col 26 lines 1-23].

19. As per claim 3, Barnes discloses a means for ordering from the job component provider so as to settle electronically an account of a payment for said job components [Barnes, col 20 lines 27-30].

20. As per claim 4, Barnes discloses a means for ordering from the job component provider so as to collect a payment for said job components when delivering it to the user [Barnes col 22 lines 3-8].

21. As per claim 5, Barnes discloses a means for ordering from the job component provider so as to collect a payment for said job components on handing it to the user at a shop of said job component provider [Barnes, col 23 lines 27-35; col 25 lines 55-64].

22. As per claim 22, Barnes discloses a privacy leakage preventing means for preventing from leaking out personal data other than data necessary for the job component provider and the delivery service, the order from said job component

provider terminal and said delivery service terminal performing by way of said privacy leakage preventing means [Barnes, prevent abuses or tampering, col 3 lines 13-19, col 14 lines 5-32].

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

23. Claims 15-16,31-32 are rejected under 35 U.S.C. § 103 as being unpatentable over Barnes et al [Barnes 5,970,475] in view of Knowlton et al [Knowlton 6,061,057]

24. As per claim 15, Barnes discloses a coordination service system [Barnes, an E-commerce procurement system, col 3 line 5-col 4 line 26] . However Barnes does not disclose a means for selecting at least one job component provider which is to be ordered by said user based on a **priority** predefined by said user from among said job component providers.

A skilled artisan would motivation to implement the delivery services and found Knowlton teaching. Knowlton discloses a network commercial system wherein a user may initiate purchase of one or more items or services with the option/required choice such as the priority [Knowlton, col 14 lines 34-60; col 26 lines 36-67]

Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to incorporate the option for delivery such as the



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priority rating taught by Knowlton into the Barnes apparatus in order to utilize the delivery services. Doing so would provide the user an option to select and purchase items efficiently and reliable over Internet .

25. As per claim 16, Barnes-Knowlton disclose a means for selecting at least one job component provider which is to be ordered by said user based on a **priority** predefined by said user from among said job component providers [Barnes, an E-commerce procurement system, col 3 line 5-col 4 line 26].

26. Claims 31, 32 contain the similar limitations set forth of apparatus claims 15,16.

Therefore, claims 31,32 are rejected for the similar rationale set forth in claims 15,16.

27. Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Thong Vu, whose telephone number is (703)-305-4643. The examiner can normally be reached on Monday-Thursday from 8:00AM- 4:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, *Jack Harvey*, can be reached at (703) 305-9705.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 305-9700.

Any response to this action should be mailed to: Commissioner of Patent and Trademarks, Washington, D.C. 20231 or faxed to :

After Final (703) 746-7238

Official: (703) 746-7239

Non-Official (703) 746-7240

Hand-delivered responses should be brought to Crystal Park 11,2121 Crystal Drive, Arlington. VA., Sixth Floor (Receptionist).

**Thong Vu**  
**Patent Examiner**  
**Art Unit 2142**

